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LAURA C. HARGITT
General Motors Corporation
Legal Staff, Mail Code 482-C23-B21
P.O. Box 300
Detroit MI 48265-3000

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OFFICE OF PETITIONS

In re Application of	:	
Baden Michael Powell	:	
Application No. 09/929,111	:	DECISION GRANTING
Filed: August 15, 2001	:	PETITION UNDER 37 C.F.R. §1.137(b)
Attorney Docket No. GP-301052	:	
Title: LOAD ACQUISITION FOR	:	
MACHINE CLAMP REGISTRIES	:	

This is a decision on the petition filed September 20, 2005, pursuant to 37 C.F.R. §1.137(b)¹, to revive the above-identified application.

It is noted in passing that the inventor listed on the petition does not appear to be associated with the present petition.

The above-identified application became abandoned for failure to reply within the meaning of 37 C.F.R. §1.113 in a timely manner to the final Office action mailed April 9, 2003, which set a shortened statutory period for reply of three (3) months. On June 9, 2003, an amendment was received, and an advisory action was mailed on March 29, 2004. No further responses were received, and no extensions of time were requested. Accordingly, the above-identified application became abandoned on July 10, 2003. A Notice of Abandonment was mailed June 2, 2004.

¹ A grantable petition pursuant to 37 CFR 1.137(b) must be accompanied by:

- (1) The reply required to the outstanding Office action or notice, unless previously filed;
- (2) The petition fee as set forth in § 1.17(m);
- (3) A statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to this paragraph was unintentional. The Commissioner may require additional information where there is a question whether the delay was unintentional, and;
- (4) Any terminal disclaimer (and fee as set forth in § 1.20(d)) required pursuant to paragraph (d) of this section.

With the present petition, petitioner has filed the petition fee, a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 as well as the associated fee and the proper statement of unintentional delay. The RCE has been accepted as the required reply under 37 C.F.R. §1.137(b)(1). The amendment submitted on June 9, 2003 shall serve as the required submission.

As such, the petition is **GRANTED**.

The general phone number for the Office of Petitions which should be used for status requests is (571) 272-3282. Telephone inquiries regarding *this decision* should be directed to the undersigned at (571) 272-3225.



Paul Shanowski
Senior Attorney
Office of Petitions
United States Patent and Trademark Office